

O I P E
NOV 29 2004

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EV 262741405 US, in an envelope addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: November 29, 2004 Signature: *[Signature]*
(Ian R. Blum)

Docket No.: M1912.0018

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED

DEC 03 2004

Technology Center 2600

In re Patent Application of:
Hiroshi Furukawa et al.

Application No.: 09/699,648

Confirmation No.: 2661

Filed: October 31, 2000

Art Unit: 2661

For: SPREAD CODE ALLOCATION METHOD
AND BASE STATION IN CDMA
CELLULAR

Examiner: S. Blount

AMENDMENT IN RESPONSE TO NON-FINAL OFFICE ACTION

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

INTRODUCTORY COMMENTS

In response to the Office Action dated June 29, 2004 (Paper No. 9),
please amend the above-identified U.S. patent application as follows:

FEE CALCULATION

Any additional fee required has been calculated as follows:

	Claims Remaining After Amendment	Highest Number Previously Paid	Number Extra Claims Present	Rate	Additional Fee
Total		- 39* =		X	
Independent		- 3** =		X	
First presentation of Multiple Dependent Claim(s) (if applicable)					
TOTAL					

*not less than 20 ** not less than 3

No additional fee is required.

In the event a fee is required or if any additional fee during the prosecution of this application is not paid, the Patent Office is authorized to charge any underpayment or credit any overpayment to Deposit Account No. 50-2215.

CONTINGENT EXTENSION REQUEST

If this communication is filed after the shortened statutory time period had elapsed and no separate Petition is enclosed, the Commissioner of Patents and Trademarks is petitioned, under 37 CFR 1.136(a), to extend the time for filing a response to the outstanding Office Action by the number of months which will avoid abandonment under 37 CFR 1.135. The fee under 37 CFR 1.17 should be charged to our Deposit Account No. 50-2215.

Amendments to the Claims are reflected in the listing of claims which begins on page 3 of this paper.

Remarks/Arguments begin on page 21 of this paper.